

Council President and Acting Mayor James E. Woods  
Vice President Jay G. Foy      Council Member Jerry E. Beavers  
Council Member Henry "Butch" Lynch      Council Member Mark C. Uptegraph  
Assistant Town Administrator / Town Clerk Janice C. Rutan  
Town Attorney John Foster



**TOWN COUNCIL REGULAR MEETING**  
**Town Council Meeting**  
**Town Hall Council Chambers**  
**Thursday ~ February 12, 2009**  
**7:00 p.m.**  
**AGENDA**

- I. CALL TO ORDER**
- II. INVOCATION AND PLEDGE OF ALLEGIANCE**
- III. ROLL CALL**
- IV. PROCLAMATIONS AND PRESENTATIONS:**
- V. APPROVAL OF THE AGENDA**
- VI. APPROVAL OF THE CONSENT AGENDA**
  - a. Approval of Minutes of the January 8, 2009 and January 22, 2009 Regular Meetings**
- VII. COMMENTS FROM THE PUBLIC**
- VIII. COMMENTS FROM THE PALM BEACH COUNTY SHERIFF'S DEPARTMENT**
- IX. SECOND READINGS AND PUBLIC HEARINGS**
- X. FIRST READINGS AND REGULAR AGENDA**
  - a. Agreement between the Town of Haverhill and American Traffic Solutions, LLC re: Red Light Infractions**
  - b. Consider request of Eduardo Valdez re: Height Variation for 4605 Grove Street**
  - c. Town Hall Lift Station**
- XI. REPORTS**
  - a. Town Attorney**
  - b. Consultants**
  - c. Mayor' Report**
  - d. Assistant Town Administrator/Town Clerk**
  - e. Committee/Delegate Report**
  - f. Treasurer's Report**

## **XII UNFINISHED BUSINESS**

## **XIII NEW BUSINESS**

## **XIV ADJOURNMENT**

Notice: If any person decides to appeal any decision of the Town Council at this meeting, he/she will need a record of the proceedings and for this purpose; he/she needs to ensure that a verbatim record of the proceedings is made. The record must include the testimony and evidence upon which the appeal is to be based, pursuant to F.S. 286.0105. The Town of Haverhill does not prepare nor provide such verbatim record.

In accordance with the provisions of the American with disabilities Act (ADA), this document can be made available in an alternate format (large print) upon request. Special accommodations can be provided upon request with three (3) days advance notice of any meeting, by contacting Janice C. Rutan, Assistant Town Administrator and Town Clerk, at the Haverhill Town Hall, 4585 Charlotte Street, Haverhill, Florida. Phone Number (561) 689-0370 Facsimile Number (561) 689-4317

**TOWN COUNCIL REGULAR MEETING**  
**Town Council Meeting**  
**Town Hall Council Chambers**  
**Thursday ~ February 12, 2009**  
**OFFICIAL MINUTES**

Pursuant to the foregoing notice, the regular meeting of the Town Council was held on Thursday, February 12, 2009 at the Town Hall, 4585 Charlotte Street, Haverhill. Those present were James E. Woods, President and Acting Mayor; Jay G. Foy, Vice President; Jerry E. Beavers, Council Member, Henry Lynch, Council Member and Mark C. Uptegraph, Council Member. Town Attorney John Foster, Code Enforcement Officer Joseph Roche and Town Clerk Janice C. Rutan were also present.

**CALL TO ORDER**

Council President Woods called the meeting to order at 7:00 p.m.

**INVOCATION AND PLEDGE OF ALLEGIANCE**

Council President Woods offered the Invocation and led the Pledge of Allegiance

**ROLL CALL**

The Clerk called the roll. All members were present.

**APPROVAL OF THE AGENDA**

Council President Woods requested the Consent Agenda be amended to include the approval of the minutes of the January 22, 2009 meeting of the Local Planning Agency.

**A motion was made by Council Vice President Foy, seconded by Council Member Lynch and unanimously (5-0) passed to approve the agenda as amended.**

**APPROVAL OF THE CONSENT AGENDA**

**Approval of Minutes of the January 8, 2009 and January 22, 2009 Regular Meetings and the January 22, 2009 meeting of the Local Planning Agency.**

**A motion was made by Council Member Beavers, seconded by Council Member Uptegraph and unanimously (5-0) passed to approve the consent agenda as amended.**

**COMMENTS FROM THE PUBLIC**

None.

**COMMENTS FROM THE PALM BEACH COUNTY SHERIFF'S DEPARTMENT**

Deferred.

**SECOND READINGS AND PUBLIC HEARINGS**

None.

**FIRST READINGS AND REGULAR AGENDA**

**ORDINANCE NO. 380:**

**AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF HAVERHILL, FLORIDA, AMENDING CHAPTER 38, TRAFFIC AND VEHICLES, BY ADDING A NEW SECTION 38-18 ENTITLED "DANGEROUS INTERSECTION SAFETY ACT"; PROVIDING FOR RECORDED IMAGE MONITORING, DEFINITIONS,**



**REVIEW OF RECORDED IMAGES, NOTICES, HEARING, ENFORCEMENT AND PENALTIES RELATED TO A VIOLATION OF THIS SECTION; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR AUTHORITY TO CODIFY; PROVIDING FOR AN EFFECTIVE DATE; AND FOR OTHER PURPOSES.**

The title was read by Attorney Foster. Attorney Foster offered Staff's report. Discussion followed as to whether the Town should allow for a grace period before enforcing the program.

Geoffrey Sluggett was present representing American Traffic Solutions. He reported that most municipalities allow for a thirty day grace period.

After learning that it would take between 30-45 days to have the program up and running after adoption of Ordinance No. 380, the Town Council agreed that time period should serve as the grace period. Mr. Sluggett noted that American Traffic Solutions would be responsible for the Public Service announcements.

Attorney Foster suggested that American Traffic Solutions contact FP&L to use the existing poles at the intersections.

**A motion was then made by Council Vice President Foy, seconded by Council Member Lynch and unanimously (5-0) passed to approve Ordinance No. 380 on first reading.**

**COMMENTS FROM THE PALM BEACH COUNTY SHERIFF'S DEPARTMENT**

Deputy Sergeant Newborn addressed the Town Council. There had been two incidents within the Town for the period January 22, 2009 to February 12, 2009. Both were the result of vehicles being left open. The burglaries occurred on 1148 Palmetto Road and 799 Huff Road. Cell phones, change and GPS devices were taken from the vehicles. D/S Dearborn suggested the Town notify the residents to be more aware, especially in light of the economic situation when more people are out of work, etc. D/S Dearborn was pleased to learn that Town would be implementing the traffic light monitoring program.

**Town Hall Lift Station**

(Postponed to February 2, 2009 allowing for a site visit to the area by Town Engineer Renault, Council President Woods, Clerk Rutan and Public Works Director Roche).

**REPORTS**

**Town Attorney**

None.

**Consultants**

None.

**Mayor' Report**

None.

**Assistant Town Administrator/Town Clerk**

The Town Clerk updated the Town Council on the water utility project on Palmetto Road.

By general consensus, Council President/Acting Mayor Woods would serve as the alternate member to the Intergovernmental Issues Forum (IPARC). The Clerk reported the Committee meets quarterly.

**Committee/Delegate Report**

Council Vice President Foy would schedule a Charter Committee meeting after the March 10, 2009 election.

Council Vice President Foy reported that the Department of Environmental Management had still not issued the 14 month NPDES permit.

Public Works Director Joseph Roche would be taking a two day course for NPDES certification.

Council Vice President Foy, a member of the Palm Beach County Environmental Committee reported on a recent meeting he had attended. The County would be adopting the State's oil spill statute which would treat each day of a violation as a separate offense.

Council President Woods reported that the Special Events Committee was planning for the March 7, 2009 annual picnic. The Town would be available to answer questions on the proposed Charter question at that time.

**Treasurer's Report**

Included in packet.

**UNFINISHED BUSINESS**

None.

**NEW BUSINESS**

Council member Beavers reported on attending the grand opening of Palm Beach County's Fire Rescue Headquarters on Pike Road.

Council Member Beavers had attended the joint meeting between the Palm Beach County League of Cities, School District and Board of County Commissioners. Carmine Priore, President of the Florida League of Cities had agreed to look into a not for profit employee leasing program. Mr. Beavers agreed to put an information packet together about the program for Council review. He is hoping the League will pursue the program.


Palm Beach County League of Cities was soliciting for representation to serve on the County's Impact Fee Committee. Council Member Beavers offered to serve. **A motion was then made by Council Member Uptegraph, seconded by Council Member Lynch and unanimously (5-0) passed (5-0) to recommend the Palm Beach County League of Cities consider Council Member Beavers for the appointment.**

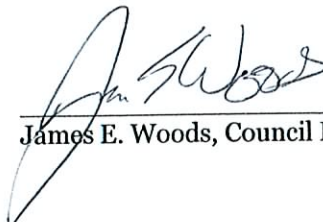
Council Vice President Foy commented that the collection of impact fees should be at the time the project goes on line and not at the front end.

**ADJOURNMENT:**

With no further business to come before the Town Council, the meeting adjourned at 7:30 p.m.

Approved: 2/26/2009  
Date

  
Janice C. Rutan, Town Clerk

  
James E. Woods, Council President